

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS  
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY	
Date of filing in State Engineer's Office	<u>SEP 15 2016</u>
Returned to applicant for correction	_____
Corrected application filed	Map filed <u>April 12, 2000 Under V09188</u>

The applicant Bright-Holland Co., a Nevada Corporation  
500 Damonte Ranch Parkway, Suite 980 of Reno  
Street Address or PO Box City or Town  
Nevada hereby make(s) application for permission to change the  
State and ZIP Code

☒ Point of diversion
 ☒ Place of use
 ☒ Manner of use
 ☐ of a portion

of water heretofore appropriated under (Identify existing rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)  
Permit 4048, Certificate 7371

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1. The source of water is Red Mountain Creek & Tributaries  
Name of stream, lake, underground, spring or other sources.
  
2. The amount of water to be changed 1.52 cfs  
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
  
3. The water to be used for Irrigation  
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use
  
4. The water heretofore used for Irrigation  
If for stock, state number and kind of animals.
  
5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)  
SW 1/4 SE 1/4, Section 18, T.35N., R.23E., M.D.B. & M., or at a point from which the SE Corner of Section 17, said township and range, bears S. 82° 13' 52" E., a distance of 7,342.10 feet. Please refer to map filed under Proof 09188 (Sheet 2) for proposed point of diversion
  
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
NW 1/4 SE 1/4, Section 18, T.35N., R.23E., M.D.B. & M. Refer to map filed under Permit 4048 for existing point of diversion

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WA

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

SW ¼ SW ¼, Section 26; NW ¼, SE ¼ SE ¼, Section 27; NE ¼, Section 28; E ½ NE ¼, Section 34; W ½ NW ¼, Section 35; all in T.35N., R.23E., M.D.B. & M. Please refer to map filed with this application for proposed place of use.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

151.72 acres being removed from irrigation as follows: 37.6 acres, NE ¼ NW ¼; 34.5 acres, SE ¼ NW ¼; 40.12 acres, SW ¼ NE ¼; 39.5 acres NW ¼ SE ¼, all in Section 35, T.35N., R.23E., M.D.B. & M. Please refer to map filed under Permit 4048 for existing place of use.

9. Proposed use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Existing use permitted from March 1 to July 1 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

Existing Diversion structure on Red Mountain Creek (see Proof 01274 & Permit 4048, Cert. 7371), then by an existing ditch to the place of use

12. Estimated cost of works \$100,000.00 to repair and improve existing infrastructure.

13. Estimated time required to construct works Three (3) years

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use Five (5) years

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

Water will be commingled with water rights from Cottonwood Creek to irrigate a total of 279.62 acres within the proposed place of use. This application correctly identifies the point of diversion of Permit 4048 (Certificate 7371) which is a change of Proof 01274, a vested right with a 1904 priority. The point of diversion is on private land and Applicant has a R.S. 2339 ditch right-of-way across public lands administered by the BLM.

16. Miscellaneous remarks:

See Attachment "A" for illustration of certificated existing places of use under Permits 2010, 2579 & 4048 being removed from irrigation

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Ext.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

Gregory M. Bilyeu

Type of print name clearly

Signature, applicant or agent

TEC Civil Engineering Consultants

Company Name

9480 Double Diamond Parkway, Suite 200

Street Address or PO Box

Reno, NV 89521

City, State, ZIP Code

## ATTACHMENT "A"

2010,2579 COTTONWOOD CREEK  
 4048 RED MOUNTAIN CREEK

## SUPPLEMENTAL ACREAGE

ALL	PLACE OF USE					PERMIT	PERMIT	PERMIT
						2010	2579	4048
	SUBD			TWP	RGE		CERT.	CERT.
ACRES	1/4	1/4	SEC	(N)	(E)			
40.00	NE	NW	35	35	23	0.00	40.00	37.60
40.00	SE	NW	35	35	23	40.00	0.00	34.50
40.00	NW	NE	35	35	23	0.00	40.00	0.00
40.12	SW	NE	35	35	23	40.00	40.00	40.12
39.50	NW	SE	35	35	23	0.00	0.00	39.50
40.00	NE	SE	35	35	23	0.00	40.00	0.00
40.00	SE	SE	35	35	23	0.00	40.00	0.00
279.62	← TOTAL ACRES →					80.00	200.00	151.72

The total area being removed from irrigation under Applications to Change Permits 2010, 2579 & 4048 is 279.62 acres.

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